



Reprinted  
January 27, 2004

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## HOUSE BILL No. 1237

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DIGEST OF HB 1237 (Updated January 26, 2004 5:11 pm - DI 103)

**Citations Affected:** IC 8-1.

**Synopsis:** Reconnection charges. Provides that the amount charged by a utility other than a telecommunications provider to reconnect service may not exceed actual reconnection costs. Permits a utility to require a deposit before reconnecting service. Requires a utility to reconnect service within one calendar after being requested to reconnect service.

**Effective:** July 1, 2004.

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**Moses, Stevenson**

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January 15, 2004, read first time and referred to Committee on Commerce and Economic Development.  
January 22, 2004, amended, reported — Do Pass.  
January 26, 2004, read second time, amended, ordered engrossed.

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HB 1237—LS 7357/DI 103+



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January 27, 2004

Second Regular Session 113th General Assembly (2004)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2003 Regular Session of the General Assembly.

## HOUSE BILL No. 1237

A BILL FOR AN ACT to amend the Indiana Code concerning  
utilities and transportation.

*Be it enacted by the General Assembly of the State of Indiana:*

1       SECTION 1. IC 8-1-2-4.5 IS ADDED TO THE INDIANA CODE  
2 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2004]: **Sec. 4.5. (a) As used in this section, "utility" refers to the**  
4 **following:**

5           **(1) A public utility.**

6           **(2) A municipally owned utility.**

7 **However, the term does not include a telecommunications provider**  
8 **(as defined in IC 8-1-29-3).**

9           **(b) A utility may impose a reasonable and just reconnection**  
10 **charge. The charge may not exceed the costs actually incurred by**  
11 **the utility in reconnecting service. A rule or regulation contrary to**  
12 **this subsection is void.**

13           **(c) A utility must reconnect service to a customer as soon as**  
14 **reasonably possible but at least within one (1) calendar day after**  
15 **the utility is requested to reconnect service. However, before**  
16 **reconnecting service, the utility may require payment of a deposit**  
17 **and other charges.**

HB 1237—LS 7357/DI 103+



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1       (c) A utility may require a reasonable and just deposit from a  
2       customer before the utility reconnects the customer's service. The  
3       deposit may not exceed the customer's estimated average monthly  
4       bill. A deposit under this subsection is in addition to a charge  
5       imposed under subsection (b). A rule or regulation contrary to this  
6       subsection is void.

7       (d) The commission shall adopt rules to implement this section.

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## COMMITTEE REPORT

Mr. Speaker: Your Committee on Commerce and Economic Development, to which was referred House Bill 1237, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, between lines 6 and 7, begin a new line blocked left and insert:

**"However, the term does not include a telecommunications provider (as defined in IC 8-1-29-3)."**

and when so amended that said bill do pass.

(Reference is to HB 1237 as introduced.)

STEVENSON, Chair

Committee Vote: yeas 9, nays 4.

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## HOUSE MOTION

Mr. Speaker: I move that House Bill 1237 be amended to read as follows:

Page 1, between lines 11 and 12, begin a new paragraph and insert:

**"(c) A utility must reconnect service to a customer as soon as reasonably possible but at least within one (1) calendar day after the utility is requested to reconnect service. However, before reconnecting service, the utility may require payment of a deposit and other charges."**

Page 1, line 12, delete "(c)" and insert "(d)".

Renumber all SECTIONS consecutively.

(Reference is to HB 1237 as printed January 23, 2004.)

MOSES

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 HOUSE MOTION

Mr. Speaker: I move that House Bill 1237 be amended to read as follows:

Page 1, line 11, after "service." insert **"A rule or regulation contrary to this subsection is void."**

Page 1, between lines 11 and 12, begin a new paragraph and insert:

**"(c) A utility may require a reasonable and just deposit from a customer before the utility reconnects the customer's service. The deposit may not exceed the customer's estimated average monthly bill. A deposit under this subsection is in addition to a charge imposed under subsection (b). A rule or regulation contrary to this subsection is void."**

Page 1, line 12, delete "(c)" and insert "(d)".

(Reference is to HB 1237 as printed January 23, 2004.)

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